IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 8252 of 2006

DATED: 24.4.2006

Between:

K.S.D. Prasad petitioner

And

The Regional Manager, APSRTC,

Guntur Region, Guntur district& 2 ors Respondents

THE HON'BLE SRI JUSTICE N.V.RAMANA

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WRIT PETITION NO. 8252 of 2006

ORAL ORDER:

The action of the respondents in not fixing the pay of the petitioner correctly by adding increments from the date of termination till the date of reinstatement, is under challenge in the present writ petition.

The petitioner herein is working as driver in the respondent corporation. While so, a charge sheet was issued to the petitioner alleging that he has tampered with the caste certificate. After considering the explanation of the petitioner, an enquiry was

ordered and ultimately by proceedings dated 28.6.1986 the petitioner was terminated from service. Questioning the termination order, the petitioner has raised an industrial dispute in I.D. No. 81 of 1989. The Labour Court on consideration of the matter passed an award dated 20.12.1996 directing reinstatement of the petitioner with continuity of service, backwages and all other attendant benefits. Pursuant to the said award the petitioner was reinstated into service. The corporation challenged the award of the labour court dated 20.12.1996 by filing Writ Petition No. 6677 of 1997 and the same was dismissed by order dated 4.2.2003. The petitioner submitted a representation dated 27.3.2006 requesting the authorities to properly fix his scale of pay in terms of the award of the Labour Court dated 20.12.1996 as confirmed by this Court in W.P.No. 6677 of 1997. However, there is no response from the respondents in the matter. Hence, the writ petition.

Heard the learned counsel for petitioner and learned Standing Counsel for respondent corporation. Both counsel agreed for disposal of the writ petition at the admission stage, with a direction to the respondents to consider the case of the petitioner and to pass appropriate orders.

Having regard to the facts and circumstances of the case and in view of agreed stand taken by both counsel, the writ petition is disposed of directing the respondents to consider the representation of the petitioner dated 27.3.2006 and pass appropriate orders in accordance with law, expeditiously preferably within a period of two months from the date of receipt of copy of this order. No costs.

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N.V.RAMANA,J

DATE: 24.4.2006

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THE HON'BLE MR JUSTICE N.V. RAMANA

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